

Entered on Docket

June 26, 2007

GLORIA L. FRANKLIN, CLERK
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA

e-filing

Michael D. Cooper (Bar No. 42761)

Daniel Rapaport (Bar No. 67217)

Elizabeth Berke-Dreyfuss (Bar No. 11465) Signed and Filed: June 26, 2007

WENDEL, ROSEN, BLACK & DEAN LLP

1111 Broadway, 24th Floor

Oakland, CA 94607-4036

Telephone: (510) 834-6600

Fax: (510) 834-1928

Email: mcooper@wendel.com

THOMAS E. CARLSON
U.S. Bankruptcy JudgeAttorneys for Petitioning Creditors
First Trust Corporation fbo Richard L. Spees,
First Trust Corporation fbo J.D. Erickson, and
George Rnjak

UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

C 07 3716



In Re

ALLIANCE FINANCIAL CAPITAL
HOLDINGS, INC.,

Debtor.

Case No. 07-30030 TEC
Chapter 7 (Involuntary)

CRB

In Re

RICHARD L. HATFIELD,

Debtor.

Case No. 07-30031 TEC
Chapter 7 (Involuntary)**ORDER GRANTING PETITIONING
CREDITORS' MOTIONS TO DISMISS
INVOLUNTARY PETITIONS IN CASES
NOS. 07-30030 AND 07-30031**UNITED STATES BANKRUPTCY COURT
Northern District of CaliforniaI certify that this is a true, correct and full copy
of the original document on file in my custody.Dated July 9, 2007
by Chen Lu

Deputy Clerk

Date: June 22 2007
Time: 10:00 a.m.
Place: 235 Pine Street, 23rd Floor
San Francisco, CA

Petitioning Creditors' Motions to Dismiss Involuntary Petitions on Consent of Petitioning Creditors and Debtors ("Motions"), filed in Cases Nos. 07-30030 and 07-30031, came on regularly for hearing on June 22, 2007. Michael Cooper, Esq., of Wendel, Rosen, Black & Dean, LLP, appeared on behalf of the Petitioning Creditors; Iain A. MacDonald, Esq. appeared on

1 behalf of the alleged debtors, Richard L. Hatfield and Alliance Financial Capital Holdings, Inc.;
2 Michael St. James, Esq. appeared on behalf of T. Dale and Mariann Sheldon; James H. Seymour,
3 Esq. appeared on behalf of Jennifer M. Moore; Dennis Hauser, Esq. of Hauser & Mouzes
4 appeared on behalf of the Bank of Stockton, and such other appearances were made as may have
5 been noted in the record. Based upon the pleadings filed herein, and the argument of counsel, and
6 for the reasons stated on the record in open Court, which reasons shall constitute the Court's
7 findings of fact and conclusions of law pursuant to Rule 52 of the Federal Rules of Civil
8 Procedure, made applicable to this proceeding pursuant to Rules 1017(f), 7052, 9014(c) of the
9 Federal Rules of Bankruptcy Procedure, and for good cause shown,

10 IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

- 11 1. Notice of the hearing on the Motions was proper under the circumstances of the
12 case;
- 13 2. The Motions are granted in their entirety;
- 14 3. The Involuntary Petitions in Cases Nos. 07-30030 and 07-30031 are hereby
15 dismissed pursuant to the provisions of Bankruptcy Code Section 305(a)(1).

16 **Certificate of Service, Docket No. 31**

17 **** End of Order****

18
19
20
21
22
23
24
25
26
27
28

COURT SERVICE LIST

Iain A. Macdonald
Law Offices of Macdonald & Associates
2 Embarcadero Center #1670
San Francisco, CA 94111-3930

Attorneys for Richard L. Hatfield

Michael St. James
155 Montgomery St., #1004
San Francisco, CA 94104

Attorneys for T. Dale and Mariann Sheldon

James H. Seymour
706 Cowper Street
Palo Alto, CA 94301

Attorneys for Jennifer Moore

Dennis Hauser
Hauser & Mouzes
18826 Lower Sacramento Rd., #H
Woodbridge, CA 95258

Attorneys for Bank of Stockton

Michael D. Cooper
Wendel, Rosen, Black & Dean LLP
1111 Broadway, 24th Floor
Oakland, CA 94607-4036

Attorneys for Petitioning Creditors

Office of the U.S. Trustee
U.S. Dept. of Justice
235 Pine Street, Suite 700
San Francisco, CA 94104

United States Trustee

Wendel, Rosen, Black & Dean LLP
1111 Broadway, 24th Floor
Oakland, CA 94607-4036